

REMARKS

This case has been carefully reviewed and analyzed in view of the Official Action dated October 12, 2004.

The Examiner has objected to the disclosure because of informalities. The disclosure has been corrected to overcome the objection.

Further, the Examiner has objected to claims 1-3 because of informalities. Moreover, the Examiner has rejected claims 1-3 as failing to define the invention in the manner required by 35 U.S.C. 112, second paragraph. Claims 1-3 have been canceled and replaced with new claim 4 in order to overcome the objection.

Furthermore, the Examiner has rejected claims 1-3 under 35 U.S.C. 103(a) as being unpatentable over MacDonald et al 3,318,039. In addition, the Examiner has rejected claims 1-3 under 35 U.S.C. 103(a) as being unpatentable over Todd 951,157 in view of Mac Donald et al 3,318,039 and Thomas 1,041,195. It is respectfully requested that these rejections be withdrawn in light of the following reasons.

MacDonald et al 3,318,039, the first reference cited by the Examiner, discloses a trap with a trapping cylinder and a handle. However, this reference fails to disclose An improved structure of a trap wherein a trapping cylinder is formed from netting and a handle is provided at a top portion of a center region of the trapping cylinder for holding and being tied to a positioning float; the trapping cylinder has a front entrance with a front grip at a front portion of the trapping cylinder, and a rubber funnel having a rubber grip which is extendable and contractable is provided in the front entrance to prevent a fish or crab from escaping away from the trapping cylinder, and a front mount is used to fasten the front grip and rubber grip, and a rear portion of the trapping cylinder has a securing hole provided with bait, which is covered by a rear cover, the rubber funnel has a conical shape, and the rubber funnel is provided with a plurality of threads in a radial direction. Hence, this reference

can be clearly distinguished from the present invention.

Todd 951,157, the second reference cited by the Examiner, discloses a trap comprising a trapping cylinder and a handle; the cylinder having a front entrance with a front grip and a funnel with a grip and a front mount to fasten the front grip to the grip, and a rear portion of the cylinder. Nevertheless, this reference does not teach an improved structure of a trap wherein a trapping cylinder is formed from netting and a handle is provided at a top portion of a center region of the trapping cylinder for holding and being tied to a positioning float; the trapping cylinder has a front entrance with a front grip at a front portion of the trapping cylinder, and a rubber funnel having a rubber grip which is extendable and contractable is provided in the front entrance to prevent a fish or crab from escaping away from the trapping cylinder, and a front mount is used to fasten the front grip and rubber grip, and a rear portion of the trapping cylinder has a securing hole provided with bait, which is covered by a rear cover, the rubber funnel has a conical shape, and the rubber funnel is provided with a plurality of threads in a radial direction. Thus, this reference is in no way similar to the present invention.

Thomas 1,041,195, the third reference cited by the Examiner, discloses a rear portion with a securing hole with bait and a rear cover. Likewise, this reference fails to teach or suggest An improved structure of a trap wherein a trapping cylinder is formed from netting and a handle is provided at a top portion of a center region of the trapping cylinder for holding and being tied to a positioning float; the trapping cylinder has a front entrance with a front grip at a front portion of the trapping cylinder, and a rubber funnel having a rubber grip which is extendable and contractable is provided in the front entrance to prevent a fish or crab from escaping away from the trapping cylinder, and a front mount is used to fasten the front grip and rubber grip, and a rear portion of the trapping cylinder has a securing hole

provided with bait, which is covered by a rear cover, the rubber funnel has a conical shape, and the rubber funnel is provided with a plurality of threads in a radial direction. Consequently, this reference is completely different from the present invention.

Accordingly, even if the disclosures of the cited references are combined together, the combined disclosure of the cited references still fails to teach each and every element of the claimed invention and so the subject matter sought to be patented as a whole would not have been obvious to one of ordinary skill in the art.

The applicant has reviewed the prior art as cited by the Examiner but not used in the rejection and believes that the new claims clearly and distinctly patentably define over such prior art.

It is now believed that the subject Patent Application has been placed in condition of allowance, and such action is respectfully requested.

Respectfully submitted,



Signature

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